

**PHILLIPS, GOLDMAN & SPENCE, P. A.**

JOHN C. PHILLIPS, JR.  
STEPHEN W. SPENCE  
ROBERT S. GOLDMAN  
LISA C. McLAUGHLIN  
JAMES P. HALL  
JOSEPH J. FARNAN, III  
BRIAN E. FARNAN  
MELISSA E. CARGNINO

ATTORNEYS AT LAW  
PENNSYLVANIA AVE. AND BROOM ST.  
1200 N. BROOM STREET  
WILMINGTON, DELAWARE 19806  
(302) 655-4200  
(302) 655-4210 (F)

SUSSEX COUNTY OFFICE  
1509 HIGHWAY ONE  
DEWEY BEACH, DE 19971  
(302) 226-4200  
(302) 226-1205 (F)

Wilmington Office

REPLY TO: \_\_\_\_\_

January 11, 2006

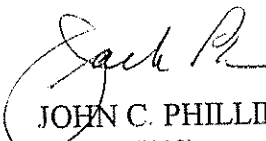
The Honorable Kent A. Jordan  
U.S. District Court for the  
District of Delaware  
844 North King Street, Room 4209  
Wilmington, DE 19801

**RE: In re: '318 Patent Infringement Litigation**  
**C.A. No. 05-356-KAJ**  
**Our File: BARLA-1**

Dear Judge Jordan:

At the conclusion of the December 20, 2005 scheduling conference with the Court, it was agreed that the parties would submit a Revised Scheduling Order acceptable to all parties. Enclosed herewith is the proposed Revised Order. If the proposed Revised Order meets with the Court's approval, the parties would request that the Order be entered. If you have any questions or concerns regarding the order, the parties will make themselves available at the convenience of the Court.

Very truly yours,

  
JOHN C. PHILLIPS, JR.  
(DE Bar #110)

JCP\tap  
Enclosure

pc: Steven J. Balick, Esquire  
George F. Pappas, Esquire  
Josy W. Ingersoll, Esquire  
Edward C. Donovan, Esquire  
Mary B. Matterer, Esquire  
William A. Rakoczy, Esquire  
Richard L. Horwitz, Esquire  
Stuart D. Sender, Esquire  
Lynn M. Ulrich, Esquire  
Richard D. Kirk, Esquire  
Robert J. Gunther, Jr., Esquire  
Frederick L. Cottrell, III, Esquire  
Alan H. Bernstein, Esquire  
Philip A. Rovner, Esquire  
Barbara S. Wahl, Esquire  
(all via electronic mail w/ enclosure)